



#5

Docket No.: R-247.00CIP

BEFORE THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Laemmle et al

) Group Art Unit: 1646

Application No.: 09/833,328

) Examiner: Unknown

Filing Date: April 12, 2001

)

For: COMPOSITION EXHIBITING A VON WILLEBRAND  
FACTOR (vWF) PROTEASE ACTIVITY COMPRISING A  
POLYPEPTIDE CHAIN WITH THE AMINO ACID  
SEQUENCE AAGGILHLELLV

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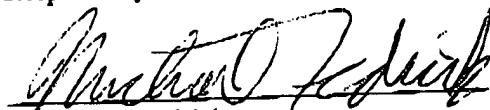
to sign and return the formal documents, including sending a copy to Ms. Wolf via facsimile (a copy of this e-mail is submitted herewith as Exhibit C).

Ms. Tagliavacca replied by e-mail on December 18, 2001 and stated that she had sent the signed documents to Ms. Wolf on December 17 (a copy of this e-mail message is submitted herewith as Exhibit D). However, these documents have not yet been received, either via facsimile, mail, or courier.

Due to the fact that Ms. Tagliavacca moved from Austria to Italy unbeknownst to the remaining Applicants, she could not be reached in time to sign the declaration for the above-identified application. Alternatively, although Applicants do not believe that Ms. Tagliavacca refuses to sign the declaration (based on her e-mail message), due to the fact that her signed declaration has not yet been received, refusal to sign a declaration remains a ground for the present Petition under 37 CFR § 1.47. The remaining Applicants therefore hereby request that the above-identified patent application be accepted for filing without a signed declaration from Ms. Luigina Tagliavacca. If the remaining Applicants receive Ms. Tagliavacca's signed declaration, we shall submit it promptly.

If there are any questions regarding the foregoing, please feel free to contact the undersigned at the telephone number listed below. Please also charge any fees which are due in connection with this Petition under 37 CFR § 1.47 to Account No. 02-1437. Thank you.

Respectfully submitted,



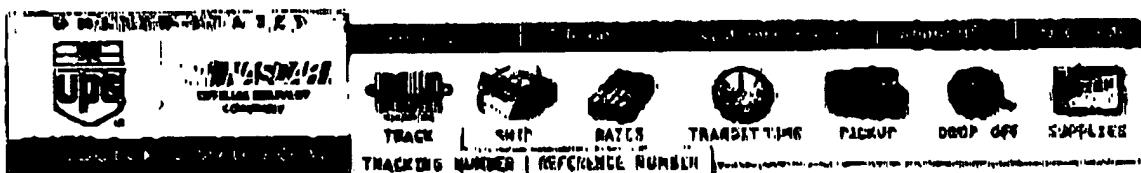
Michael F. Fedrick  
Registration No. 36,799  
Baxter Healthcare Corporation  
Post Office Box 15210  
Irvine, California 92623-5210  
Telephone: (818) 550-4569  
Facsimile: (818) 550-4567



GES: DEC 21, 2001 8:08AM  
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NO. 8977174 P. 4/8/22/22  
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	6:54 P.M.	MILAN CENTRE, IT	UPS INTERNAL ACTIVITY CODE
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Exhibit B RECEIVED  
MAR 07 2002

OFFICE OF PETITIONS 12.2001



Ursula Wolf  
17.12.2001 15:14

An: luiginat netscape.net  
Kopie:  
Thema: DOCUMENTS

US patent application No. 09/833328  
PCT patent application No. PCT/EP01/13391

Title: "Composition exhibiting a von Willebrand factor (vWF) protease activity comprising a polypeptide chain with the amino acid sequence AAGGILHLELLV"

Case No. 247.00

Dear Mrs. Tagliavacca.

We have sent you copies of the above-referenced patent applications and the declaration and power of attorney and assignment to Baxter Aktiengesellschaft. We have now been informed from our US colleague that the deadline for filing the documents is December 22, 2001. Therefore we ask you to sign the documents and fax us the signed copies and then send the originals.

Our FAX No.: +43 1 20100 506

For further questions or concerns don't hesitate to contact us. Thank you for your help.

With best regards

Ursula Wolf

.....  
BAXTER AKTIENGESELLSCHAFT  
.....

Patentadministration  
Industriestrasse 67  
A-1221 Vienna, AUSTRIA  
Tel.: +43 1 20100-2052 // Fax: +43 1 20100 506  
E-Mail: ursula\_wolf@baxter.com

Exhibit C



luigina@netscape.net  
t (luigina tagliavacca)  
18.12.2001 09:08

An: ursula\_wolf@baxter.com  
Kopie:  
Thema: RE:

ursula\_wolf@baxter.com wrote:

>US patent application No. 09/633328  
>PCT patent application No. PCT/EP01/13391  
>Title, "Composition exhibiting a von Willebrand factor (vWF) protease  
>activity comprising a polypeptide chain with the amino acid  
>sequence AAGGILMLLLV"  
>Case No. 317.00  
>  
>  
>Dear Mrs. Tagliavacca,  
>  
>We have sent you copies of the above-referenced patent applications and  
the  
>declaration and power of attorney and assignment to Baxter  
>Aktiengesellschaft. We have now been informed from our US colleague that  
>the deadline for filing the documents is  
>December 22, 2001. Therefore we ask you to sign the documents and fax us  
>the signed copies and then send the originals.  
>  
>Our PAX No.: +43 1 20100 506  
>  
>For further questions or concerns don't hesitate to contact us. Thank you  
>for your help.  
>  
>With best regards  
>  
>Ursula Wolf  
>-----  
>B A X T E R    A K T I E N G E S E L L S C H A F T  
>-----  
>Patentadministration  
>Industriestrasse 67  
>A-1221 Vienna, AUSTRIA  
>Tel.: +43 1 20100-2052 // Fax: +43 1 20100-506  
>E-Mail: ursula\_wolf@baxter.com  
>  
>  
>  
>Last sunday I came back from US and found your mail.  
Yesterday I promptly send you back all the signed documents, you should  
get it by tomorrow  
Regards  
Luigina

Your favorite stores, helpful shopping tools and great gift ideas.  
Experience the convenience of buying online with Shop@Netscape!  
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<http://webmail.netscape.com/>

Exhibit D